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Sheet	1	of	3
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Serial – Control Number	09/773,303 - 90/005,892
Filing Dates	01/31/2001 - 12/20/2000
First Named Inventor	Larry M. Proctor
Group Art Unit	1638
Examiner Name	Amy Nelson
Attorney Docket Number	19742/002

## U.S. PATENT DOCUMENTS

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## FOREIGN PATENT DOCUMENTS

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8/26/03

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## OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
ATN	2	SALINAS P., RAFAEL A.; HERNANDEZ F., ALBERTO; NAVARRO S., FRANCISCO JAVIER; RODRIGUEZ C., FRANKLIN G.; Azufrado Peruano 87 y Azufrado Regional 87: Nuevas Variedades de Frijol Para el Estado de Sinaloa; October, 1989, 12 pages, Folleto Tecnico No. 5	
	3	English Translation of Cite No. 2	
	4	Application for Plant Variety Protection Certificate for Pod-Ners, L.L.C.; PVPO number 9700027; Larry M. Proctor - Inventor, November 5, 1996; 20 pages (see particularly Exhibit B) (May 28, 1999)	
	5	SECRETARIA DE AGRICULTURA Y GANADERIA; Solicitud de Inscripcion en el Registro Nacional de Variedades de Plantas; 8 pages; Mexico	
	6	English Translation of Cite No. 5	
	7	Guia Para la Asistencia Tecnica Agricola: Area de Influencia del Campo Experimental; Inifap Produce; ISSN 1405-2896; Noviembre, 1997; 14 pages	
	8	English Translation of Cite No. 7	
	9	HEDRICK, U. P.; Beans of New York; Volume 1 - Part II of Vegetables of New York; J. B. Lyon; New York, 1981; 110 pages (see particularly pages 74-85)	
	10	VAN SCHOONHOVEN, A. AND VOYSEST, O.; Common Beans: Research for Crop Improvement, CIAT; 981 pages; C-A-B Internatoinal; Wallingford Oxon - UK, 1991	
	11	ANDRADE, DR. HECTOR GUILLEN AND TAVERA, BIOL VICTOR MONTERO; Cir-Centro-Campo Experimental Valle de Mexico; Instituto Nacional de Investigaciones Forestales Agricolas y Pecuarias; Laboratorio de Marcadores Geneticos Moleculares: Lamagem: Huellas Geneticas de Dos Muestras de Grano de Frijol Comun; Diciembre de 1999; 8 pages	
ATN	12	English Translation of Cite No. 11	

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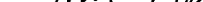
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ATN	1	COULIBALY S., et al.; AFLP Analysis of the phenetic organization and genetic diversity of <i>Vigna unguiculata</i> L. Walp. reveals extensive gene flow between wild and domesticated types; Theor. Appl. Genet., Vol. 104 (2002), pp. 358-366	
	2	QUEDRAOGO J.T. et al.; An Improved genetic linkage map for cowpea ( <i>Vigna unguiculata</i> L.) Combining AFLP, RFLP and RAPD, biochemical markers, and biological resistance traits; Genome, Vol. 45 (2002), pp. 175-188, Canada	
	3	MIKLAS, P. N., et al.; QTL Conditioning Physiological Resistance and Avoidance to White Mold in Dry Bean; Crop Science, March-April 2001, Vol. 41, pp. 309-315	
	4	YU K., et al.; Integration of Simple Sequence Repeat (SSR) Markers Into a Molecular Linkage Map of Common Bean ( <i>Phaseolus vulgaris</i> L.); The American Genetic Association, Vol. 91 (2000), pp. 429-434	
	5	PASQUET, R.S., et al.; Isozyme Diversity in Bambara Groundnut.; Crop Science, July-August 1999, Vol. 39 pp. 1228-1236	
	6	JOHNSON, W.C., et al.; Segregation for performance in recombinant inbred populations resulting from inter-gene pool crosses of common bean ( <i>Phaseolus vulgaris</i> L.); Euphytica, Vol. 106 (1999), pp. 45-56, Netherlands	
	7	TSAL, S.M., et al.; QTL mapping for nodule number and common bacterial blight in <i>Phaseolus vulgaris</i> L.; Plant and Soil, Vol. 204 (1998), pp. 135-145, Netherlands	
	8	FREYRE, R., et al.; Towards an integrated linkage map of common bean. 4. Development of a core map and alignment of RFLP maps; Theor Appl Genet, Vol. 97 (1998), pp. 847-856	
	9	GEFFROY, V., et al.; A family of LRR sequences at the Co-2 locus for anthracnose resistance in <i>Phaseolus vulgaris</i> and its potential use in marker-assisted selection; Theor Appl Genet; Vol. 96 (1998), pp. 494-502	
ATN	10	MENENDEZ, C.M., et al.; A genetic linkage map of cowpea ( <i>Vigna unguiculata</i> ) developed from a cross between two inbred, domesticated lines; Theor Appl Genet, Vol. 95 (1997), pp. 1210-1217	

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Group Art Unit	1638
Examiner Name	Amy Nelson
Attorney Docket Number	19742/002

Sheet 3 of 5

ATN	11	JOHNSON, W.C., et al.; Association of a seed weight factor with the phaseolin seed storage protein locus across genotypes, environments, and genomes in <i>Phaseolus-vigna</i> spp.: Sax (1923) revisited; <a href="http://www.ncgr.org/acc/papers96/paper596/saxp2.html">http://www.ncgr.org/acc/papers96/paper596/saxp2.html</a>
	12	The yellow field bean called Mayacoba filed with CIAT under No. G13094; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	13	The yellow field bean called Mantequilla filed with CIAT under No. G02400, and in the United States Department of Agriculture under Plant Introduction No. PI312090; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	14	The yellow field bean called I18FR-MO-5-3-M-2-1-M filed with CIAT under No. G22245; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	15	The yellow field bean called MO-85-86-2598 filed with CIAT under No. G22227; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	16	The yellow field bean called MO-85-86-2780 filed with CIAT under No. G22230; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	17	The yellow field bean called Culiacan-11-57R-M-37-M-M filed with CIAT under No. G11894; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	18	Azufrado, CIAT bean-G91, USDA #PI150941; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	19	Azufrado, CIAT bean-G817, USDA #PI497689; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	20	Azufrado, CIAT bean-G862, USDA #PI201940; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	21	Azufrado, CIAT bean-G863, USDA #PI201941; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	22	Azufrado, CIAT bean-G1818, USDA #PI309802; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	23	Azufrado, CIAT bean-G1823, USDA #PI309808; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	24	Azufrado, CIAT bean-G1824, USDA #PI309810; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
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ATTN	26	Azufrado, CIAT bean-G1807, USDA #PI309787; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	27	Azufrado, CIAT bean-G1808, USDA #PI309788; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	28	Azufrado, CIAT bean-G1814, USDA #PI309797; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	29	Azufrado, CIAT bean-G1815, USDA #PI309799; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
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	34	Azufrado, CIAT bean-G2877, USDA #PI319687; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	35	Azufrado, CIAT bean-G3456; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	36	Azufrado del Yaqui, CIAT bean-G2403, USDA #PI312093; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	37	Azufrado Boliot, CIAT bean-G2406, USDA #PI312096; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	38	Azufrado del Rio, CIAT bean-G2251, USDA #PI311896; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
	39	Azufrado de la Sierra, CIAT bean-G2253, USDA #PI311898; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>
ATTN	40	Azufrado Mayo, CIAT bean-G405, USDA #PI312095; <a href="http://www.ars-grin.gov/npgs/acc/acc_queries.html">http://www.ars-grin.gov/npgs/acc/acc_queries.html</a>

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<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

### Complete if Known

Application Number	Reex. Control No. 90/005892
Filing Date	12/20/2000
First Named Inventor	
Group Art Unit	1638
Examiner Name	Amy Nelson
Attorney Docket Number	

### OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
ASN	1	BASSET, LEE, OTTO & MCLEAN, "Classical and Molecular Genetic Studies of the Strong Greenish Yellow Seedcoat Color in "Wagenaar" and "Enola" Common Bean", Journal of The American Society for Horticultural Sciences, 2002, pp. 50-55, Vol. 127, No. 1, USA.	
	2	NATIVE SEEDS- SEARCH, Seed listing, 1983.	
	3	NATIVE SEEDS- SEARCH, Seed listing, 1984.	
	4	NATIVE SEEDS- SEARCH, Seed listing, 1987 (brochure).	
	5	NATIVE SEEDS- SEARCH, Seed listing, 1988.	
	6	NATIVE SEEDS- SEARCH, Seed listing, 1989.	
ASN	7	NATIVE SEEDS- SEARCH, Seed listing, 2002.	

Examiner  
Signature

*Amy Nelson*

Date

Considered

8/26/03

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Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	09/773,303
				Filing Date	01-31-2001
				First Named Inventor	PROCTOR
				Art Unit	1638
				Examiner Name	Amy Nelson
				Attorney Docket Number	
Sheet	1	of	1		

[illegible]

Examiner Signature	<i>Amy [Signature]</i>	Date Considered	8/26/03
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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet

1

of

1

### Complete if Known

Application Number	09/773,303 - 90/005, 892
Filing Date	01/31/2001 - 12/20/2000
First Named Inventor	Larry M. Proctor
Group Art Unit	1638
Examiner Name	Amy Nelson
Attorney Docket Number	19742/002

### OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
ATN	1	<del>Pod-Ners' Response to Defendants' Motion to Compel</del>
	2	<del>Declaration of David J. Lee</del>
	3	<del>Declaration of Larry Proctor</del>
	4	<del>Declaration of Polly Proctor</del>
	5	<del>Brief in Support of Defendant's Motion to Compel Plaintiff to Produce Documents and Provide Testimony Improperly Withheld Based on the Attorney-Client Privilege and Work Product Doctrine</del>
	6	<del>Non-U.S. Supreme Court, Federal Reporter, Federal Supplement, and Federal Rules of Decision Authority</del>
	7	<del>Declaration of Robert J. Brunner in Support of Defendants' Motion to Compel Plaintiff to Respond to Requests for Documents and Testimony</del>
ATN	8	<del>Declaration of Jill Pietrini in Support of Defendants' Motion to Compel Plaintiff to Produce Documents and Provide Testimony Improperly Withheld on Attorney-Client Privilege and Work Product Doctrine</del>

Examiner  
Signature

*Amy Nelson*

Date  
Considered

8/26/03

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